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TO

Commissioner of Patents and
Trademarks
Washington DC 20231

Re. US Appl.No: 09/646,764
PCT Designation: PCT/AU98/00199
Internat. Filing Date: July 17, 1995
IA Filing Date: 11.24.00

The following can be treated as a PETITION and a COMPLAINT

The petition is to withdraw the holding of abandonment (Annex 1) under the provisions of 37 DFR 1.181 (no fee) - no abandonment-in-fact.

The complaint concerns the way PAT BOOKER, PARALEGAL or whoever is responsible for this office action (Annex 1) is handling this application. The procedure taken here can be described as nothing less than a deliberate attempt to harass the applicant.

The Notice of Abandonment (Annex 1) dated 24.11.00 is not in keeping with the spirit or word of the PTO's patent rules and regulations.

Annex 2 shows quite clearly my instructions for the collection of the filing fee from my deposit account with PTO.

Annex 3 (Statement of Account at 31 October, 2001) shows clearly that sufficient funds are available.

Regarding the reason for abandonment: „AGENT NOT AUTHORIZED”
37 CFR 1.33 (a) specifically states:

„All notices, official letters, and other communications
in the case will be directed to the correspondence address
or, if no such correspondence address is specified.....or, if
no attorney or agent of record, to the applicant”

Based on the evidence above, the applicant requests that the NOTICE OF ABANDONMENT dated 24 NOV 00 be vacated forthwith.

The applicant also requests

1. That the Legal and Examining Staff processing PCT applications in future desist in harassing inventors when dealing with them
and

2. that office actions with non-US residents with a DEADLINE for reply are either

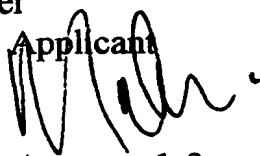
forwarded by AIR MAIL directly to the correspondence address

or

if the present postage system is retained, whereby correspondence is often routed through either SINGAPORE or ROTTERDAM apparently as part of bulk mail, then a mandatory addition of at least 1 MONTH to the DEADLINE PERIOD is made.

Peter A Miller

Inventor and Applicant



Attached are Annexes 1-3